

Michael Charles #18736-075  
Federal Correctional Institution  
3600 Guard Road  
Lompoc, CA 93436

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE

UNITED STATES OF AMERICA, )  
Plaintiff - Respondent, ) Case No. 3:08-00087  
v. ) MOTION FOR RETURN  
 ) OF PROPERTY  
MICHAEL CHARLES, ) Judge William Hayes, Jr.  
Defendant - Movant. )

Defendant, Michael Charles ("Charles"), moves this Court to return the following property to him: \$27,000.00 in U.S. Currency, seized from defendant on January 30, 2008 (the date of his arrest) and, in support of this motion, shows:

1. The above-described property was seized from defendant's premises by agent(s) of the D.E.A., pursuant to a consent search.

2. Since forfeiture of the above-described property was not part of any agreement with the government; and the government has failed to institute forfeiture proceedings within the legal time limits, the said property is not subject to forfeiture.

WHEREFORE, defendant prays that the court will grant this motion and return defendant's \$27,000.00 in U.S. Currency seized on January 30, 2008 to defendant.

*ORDER*  
*This motion*  
*IS DENIED*  
*without*  
*prejudice*  
*to be refilled*  
*by Movant's*  
*counsel*  
*of*  
*record.*  
*W. Hayes*  
*ns*  
*3-11-13*